

No. 92

# MICHIGAN SENATE

## DAILY CALENDAR

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THURSDAY, DECEMBER 11, 2008  
12:10 a.m.

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### MOTIONS

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\_\_\_\_\_ 1 \_\_\_\_\_

**SB 43** Sen. Gleason  
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.  
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).  
**Motion to discharge Committee on Judiciary pending.**

\_\_\_\_\_ 2 \_\_\_\_\_

**HB 4044** Rep. Simpson  
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.  
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).  
**Motion to discharge Committee on Judiciary pending.**

\_\_\_\_\_ 3 \_\_\_\_\_

**SB 12** Sen. Brater  
Elections; absent voters; qualifications for voting absentee; eliminate.  
Amends secs. 758, 759 & 759b of 1954 PA 116 (MCL 168.758 et seq.).  
**Motion to discharge Committee on Campaign and Election Oversight pending.**

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### MESSAGES FROM THE GOVERNOR

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\_\_\_\_\_ 4 \_\_\_\_\_

**SB 436** Sen. Jelinek  
Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.  
Creates appropriation act.  
**Approved by Governor, with line item vetoed, Wednesday, June 6, 2007.**  
For veto message, see Senate Journal No. 57 of 2007, page 847.  
**Vetoed line item pending.**

\_\_\_\_\_ 5 \_\_\_\_\_

**SB 222** Sen. Brown  
Appropriations; agriculture; department of agriculture; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
For veto message, see Senate Journal No. 116 of 2007, page 2121.  
**Vetoed line items pending.**

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### MESSAGES FROM THE GOVERNOR

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\_\_\_\_\_ 6 \_\_\_\_\_

**SB 229** Sen. Pappageorge  
Appropriations; general government; appropriations for certain state departments and agencies; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
For veto message, see Senate Journal No. 116 of 2007, page 2122.  
**Vetoed line items pending.**

\_\_\_\_\_ 7 \_\_\_\_\_

**SB 232** Sen. Hardiman  
Appropriations; human services; department of human services; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
For veto message, see Senate Journal No. 116 of 2007, page 2122.  
**Vetoed line items pending.**

\_\_\_\_\_ 8 \_\_\_\_\_

**SB 238** Sen. Garcia  
Appropriations; state police; department of state police; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
For veto message, see Senate Journal No. 116 of 2007, page 2123.  
**Vetoed line items pending.**

\_\_\_\_\_ 9 \_\_\_\_\_

**SB 240** Sen. Hardiman  
Appropriations; transportation; department of transportation; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
For veto message, see Senate Journal No. 116 of 2007, page 2123.  
**Vetoed line items pending.**

\_\_\_\_\_ 10 \_\_\_\_\_

**SB 776** Sen. Brown  
Health; abortion; partial-birth abortions; prohibit.  
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 90h.  
**Vetoed by Governor, Friday, June 13.**  
For veto message, see Senate Journal No. 60, page 1191.  
**Veto pending.**

## MESSAGES FROM THE GOVERNOR

11

- SB 1097** Sen. Garcia  
 Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2008-2009.  
 Creates appropriation act.  
**Approved by Governor, with line items vetoed, Thursday, July 17.**  
 For veto message, see Senate Journal No. 73, page 1845.  
 Vetoed line items pending.

12

- SB 1106** Sen. McManus  
 Appropriations; zero budget; department of natural resources; provide for fiscal year 2008-2009.  
 Creates appropriation act.  
**Approved by Governor, with line item vetoed, Thursday, July 17.**  
 For veto message, see Senate Journal No. 73, page 1846.  
 Vetoed line item pending.

13

- SB 1095** Sen. Cropsey  
 Appropriations; corrections; department of corrections; provide for fiscal year 2008-2009.  
 Creates appropriation act.  
**Approved by Governor, with line item vetoed, Friday, July 18.**  
 For veto message, see Senate Journal No. 73, page 1846.  
 Vetoed line item pending.

## MESSAGES FROM THE HOUSE

14

- HB 4120** Rep. Bauer  
 Income tax; city; contributions to a city for specified purposes; provide for check-off option.  
 Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.  
**I.E. House, February 27, 2007.**  
**I.E. Senate, March 28, 2007.**  
**Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22, 2007; laid over under the rules.**

15

- HB 4507** Rep. Ward  
 Elections; scheduling; school board elections; require to be held in November.  
 Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.  
**Returned from House with House substitute (H-2) to Senate substitute (S-6), Tuesday, November 27, 2007; laid over under the rules.**

## MESSAGES FROM THE HOUSE

16

- SB 868** Sen. Kuipers  
 Retirement; legislative; graded premium for new legislators; provide for.  
 Amends secs. 50b, 75 & 79 of 1957 PA 261 (MCL 38.1050b et seq.) & adds sec. 79a.  
**I.E. House, December 13, 2007.**  
**Returned from House with House substitute (H-1), Thursday, December 27, 2007; laid over under the rules.**  
**Committee recommended I.E.**

17

- SB 239** Sen. Jansen  
 Appropriations; zero budget; Michigan strategic fund; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**I.E. House, May 28, 2008.**  
**Returned from House with House substitute (H-2), Thursday, June 12; laid over under the rules.**  
**Committee recommended I.E.**

18

- SB 493** Sen. Jacobs  
 Occupations; health care professions; licensure of speech-language pathologists; provide for.  
 Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16342 & pt. 176.  
**I.E. House, November 13, 2008.**  
**Returned from House with House substitute (H-1), Tuesday, December 2; laid over under the rules.**  
**Committee recommended I.E.**

19

- SB 1175** Sen. Hardiman  
 State financing and management; funds; Michigan strategic fund loans to qualified film industry productions; provide for.  
 Amends sec. 88d of 1984 PA 270 (MCL 125.2088d).  
**I.E. House, November 13, 2008.**  
**Returned from House with House substitute (H-1), Tuesday, December 2; laid over under the rules.**  
**Committee recommended I.E.**

20

- SB 1195** Sen. Van Woerkom  
 State financing and management; funds; programs and incentives for universities to transfer technology to private sector; clarify.  
 Amends sec. 88o of 1984 PA 270 (MCL 125.2088o).  
**I.E. House, December 3, 2008.**  
**Returned from House with House substitute (H-1), Thursday, December 4; laid over under the rules.**  
**Committee recommended I.E.**

21

- SB 1467** Sen. Switalski  
 Income tax; checkoff; alternative fuels fund; provide for.  
 Amends sec. 435 of 1967 PA 281 (MCL 206.435).  
**I.E. House, December 3, 2008.**  
**Returned from House with House substitute (H-1), Thursday, December 4; laid over under the rules.**  
**Committee recommended I.E.**

## THIRD READING OF BILLS

22

**SB 702** Sen. Allen

Trade; consumer goods and services; sale of certain consumer items without item pricing; allow under certain conditions.

Amends secs. 1 & 3 of 1976 PA 449 (MCL 445.351 & 445.353) & adds secs. 3a & 3b.

**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**

**Defeated, Wednesday, December 3; motion to reconsider vote pending.**

23

**SB 1450** Sen. Kuipers

Higher education; community colleges; removal of community college employees from school retirement system; provide for.

Amends secs. 6 & 7 of 1980 PA 300 (MCL 38.1306 & 38.1307).

**Reported by Committee on Education.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

24

**SB 1539** Sen. Gleason

Elections; initiative and referendum; approval of ballot question petition prior to circulation; provide for.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 473a.

**Reported by Committee on Campaign and Election Oversight.**

**Senate substitute (S-3).**

**Committee recommended I.E.**

25

**SJR E** Sen. Pappageorge

State financing and management; budget; constitutional amendment to limit the budget and make certain deposits; modify.

Amends sec. 31, art. IV & sec. 18, art. V of the state constitution.

**Defeated, Thursday, September 25; motion to reconsider vote pending.**

26

**SJR L** Sen. Kahn

Use tax; collections; 2/3 vote of the legislature to expand the base on taxing services; require.

Amends sec. 26, art. IV of the state constitution.

**Defeated, Thursday, April 24; motion to reconsider vote pending.**

27

**SB 1078** Sen. Patterson

Townships; charter; procedures to approve annexation petition; revise.

Amends sec. 34 of 1947 PA 359 (MCL 42.34).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-1).**

**Defeated, Tuesday, April 22; motion to reconsider vote pending.**

**Committee recommended I.E.**

## THIRD READING OF BILLS

28

**HB 4246** Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Defeated, Wednesday, September 12, 2007; motion to reconsider vote pending.**

29

**HB 4266** Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

30

**SB 559** Sen. Kuipers

Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

**Reported by Committee on Government Operations and Reform.**

**Senate substitute (S-1).**

**For Senate amendment, see Senate Journal No. 66 of 2007, page 995.**

**Committee recommended I.E.**

31

**HB 4506** Rep. Ward

Elections; school; technical amendments to revised school code concerning school board elections; provide for.

Amends secs. 4, 5 & 614 of 1976 PA 451 (MCL 380.4 et seq.).

**I.E. House, May 22, 2007.**

**Returned from House as requested, Tuesday, January 22.**

**Motion to suspend rules pending.**

32

**SB 955** Sen. Richardville

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of damaging or destroying a war memorial monument; establish.

Amends sec. 16s, ch. XVII of 1927 PA 175 (MCL 777.16s).

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## THIRD READING OF BILLS

33

**SB 1309** Sen. Richardville  
Business tax; other; credit for dentists who install dental amalgam separators; provide for.  
Amends 2007 PA 36 (MCL 208.1101 - 208.1601) by adding sec. 461.  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

34

**SB 1310** Sen. Richardville  
Occupations; dentists; separating dental amalgam from wastewater; require under certain circumstances.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16631.  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

35

**SB 1422** Sen. Allen  
Business tax; other; credit for anchor companies based on qualified new jobs created by certain suppliers and customers; revise.  
Amends sec. 431a of 2007 PA 36 (MCL 208.1431a).  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

36

**HB 4611** Rep. Rick Jones  
Law enforcement; other; standards for training and qualification for certain former law enforcement officers to carry firearms; clarify for the purposes of federal law allowing the carrying of concealed weapons.  
Creates new act.  
**House substitute (H-1).**  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-5).**  
**Committee recommended I.E.**

37

**HB 4612** Rep. Espinoza  
Criminal procedure; sentencing guidelines; provide false information on application for certificate to carry firearms by a retired law enforcement officer; include in guidelines.  
Amends sec. 11b, ch. XVII of 1927 PA 175 (MCL 777.11b).  
**Senate substitute (S-1).**  
**For House amendment, see House Journal No. 19, page 340.**  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

38

**HB 5987** Rep. Hammel  
Corrections; jails; emergency overcrowding release procedure; modify as to unsentenced prisoners.  
Amends sec. 6 of 1982 PA 325 (MCL 801.56).  
**I.E. House, June 26, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## THIRD READING OF BILLS

39

**HB 6239** Rep. Ebli  
Traffic control; traffic regulation; prohibition for a truck trailer to tow both a slasher and saw unit; eliminate.  
Amends sec. 719 of 1949 PA 300 (MCL 257.719).  
**I.E. House, June 27, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

40

**HB 6058** Rep. Johnson  
Human services; adult foster care; reference to funding from expired background check pilot program; eliminate.  
Amends sec. 34b of 1979 PA 218 (MCL 400.734b).  
**I.E. House, December 4, 2008.**  
**House substitute (H-2).**

41

**HB 6633** Rep. Tobocman  
Businesses; charitable organizations; financial statements with certain solicitation license applications; require.  
Amends sec. 3 of 1975 PA 169 (MCL 400.273).  
**I.E. House, December 2, 2008.**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

42

**HB 4872** Rep. Meadows  
Crimes; other; leaving children unattended in a vehicle; prohibit under certain circumstances and provide penalties.  
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 135a.  
**I.E. House, January 31, 2008.**  
**House substitute (H-1).**  
**Committee on Judiciary discharged, Wednesday, December 10.**  
**For Senate amendment, see Senate Journal No. 91, page 2464.**

43

**HB 4873** Rep. Amos  
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of leaving child unattended in a vehicle; enact.  
Amends sec. 16g, ch. XVII of 1927 PA 175 (MCL 777.16g).  
**I.E. House, January 31, 2008.**  
**House substitute (H-1).**  
**Committee on Judiciary discharged, Wednesday, December 10.**  
**Senate substitute (S-1).**

44

**HB 6627** Rep. Miller  
Criminal procedure; background check; requirements for background check for certain care providers; revise.  
Amends sec. 20173a of 1978 PA 368 (MCL 333.20173a).  
**I.E. House, December 4, 2008.**

## THIRD READING OF BILLS

45

**HB 6629** Rep. Accavitti  
Criminal procedure; other; payment of certain expenses for committing certain driving violations; require.  
Amends sec. 1f, ch. IX of 1927 PA 175 (MCL 769.1f).  
**I.E. House, December 4, 2008.**

46

**HB 6630** Rep. Opsommer  
Criminal procedure; sentencing guidelines; sentencing guideline for certain violations involving operation of motor vehicle; revise.  
Amends secs. 12g & 16p, ch. XVII of 1927 PA 175 (MCL 777.12g & 777.16p).  
**I.E. House, December 4, 2008.**

47

**HB 5147** Rep. Bieda  
Trade; vending machines; reverse vending machines; regulate.  
Creates new act.  
**I.E. House, December 4, 2008.**  
**House substitute (H-7).**  
**Senate substitute (S-1).**

48

**SB 1532** Sen. Jelinek  
Trade; containers; unique markings on certain high-volume returnable containers; require.  
Amends 1976 IL 1 (MCL 445.571 - 445.576) by adding sec. 2a.  
**Committee on Appropriations discharged, Thursday, December 11.**  
**Senate substitute (S-2).**

49

**SB 1648** Sen. Brown  
Trade; containers; retrofitting of reverse vending machines to process certain beverage containers; provide financing.  
Creates new act.  
**Committee on Appropriations discharged, Thursday, December 11.**  
**Senate substitute (S-2).**

50

**HB 6441** Rep. Warren  
Trade; containers; penalties for returning nonreturnable containers; revise and establish penalties for knowingly paying a deposit on nonreturnable containers.  
Amends sec. 4a of 1976 IL 1 (MCL 445.574a).  
**I.E. House, December 4, 2008.**  
**House substitute (H-3).**

51

**HB 6442** Rep. Bieda  
Trade; containers; requirement for dealers to post notice of penalties for returning nonreturnable containers; modify.  
Amends sec. 4b of 1976 IL 1 (MCL 445.574b).  
**I.E. House, December 4, 2008.**  
**House substitute (H-2).**

## THIRD READING OF BILLS

52

**SB 1392** Sen. Richardville  
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of returning nonreturnable containers; enact.  
Amends sec. 14h, ch. XVII of 1927 PA 175 (MCL 777.14h).  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

53

**SB 1394** Sen. Jelinek  
Trade; containers; daily limit on return of beverage containers; allow.  
Amends sec. 2 of 1976 IL 1 (MCL 445.572).  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

## GENERAL ORDERS

54

**SB 275** Sen. Whitmer  
Courts; juries; exemption for nursing mothers from jury duty; provide for.  
Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

55

**HB 4597** Rep. Gillard  
Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.  
Amends sec. 504 of 1994 PA 451 (MCL 324.504).  
**I.E. House, May 3, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Committee recommended I.E.**

56

**SB 282** Sen. Thomas  
Education; curricula; physical education requirement; revise.  
Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

57

**HB 5100** Rep. Mayes  
Economic development; renaissance zones; renewable energy facility; include agricultural crops in definition.  
Amends sec. 3 of 1996 PA 376 (MCL 125.2683).  
**I.E. House, October 3, 2007.**  
**For House amendment, see House Journal No. 82 of 2007, page 1379.**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**



## GENERAL ORDERS

58

**SB 385** Sen. Barcia

Public utilities; electric utilities; requirement for utilities to produce a certain portion of electricity for sale through renewable sources; provide for.

Creates new act.

**Committee on Energy Policy and Public Utilities discharged, Tuesday, December 4, 2007.**

59

**SB 427** Sen. Kuipers

Public utilities; electric utilities; procedure for access to future capacity and energy needs; create.

Amends title & sec. 6j of 1939 PA 3 (MCL 460.6j) & adds sec. 6q.

**Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.**

60

**SB 947** Sen. Patterson

Public utilities; other; 21st century energy plan; provide for.

Amends sec. 10q of 1939 PA 3 (MCL 460.10q); adds secs. 10dd, 10ee, 10ff & 11 & repeals sec. 11 of 1939 PA 3 (MCL 460.11).

**Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.**

61

**SB 1037** Sen. Prusi

Natural resources; forests; relinquishment of reverter; provide for on certain municipal forest prime lands.

Amends sec. 52706 of 1994 PA 451 (MCL 324.52706).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

62

**SB 1079** Sen. Birkholz

Townships; general law; procedures to approve annexation petition; revise.

Amends 1846 RS 16 (MCL 41.1a - 41.110c) by adding sec. 104a.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Committee recommended I.E.**

63

**SB 1080** Sen. Basham

Cities; home rule; procedures to approve annexation petition; revise.

Amends secs. 9 & 9b of 1909 PA 279 (MCL 117.9 & 117.9b) & adds secs. 9c, 9d & 9e.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

64

**SB 1081** Sen. Prusi

Villages; general law; procedures to approve annexation petition; revise.

Amends sec. 6, ch. XIV of 1895 PA 3 (MCL 74.6) & adds secs. 6b, 6c & 6d to ch. XIV.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

65

**SB 1082** Sen. Gilbert

Villages; home rule; procedures to approve annexation petition; revise.

Amends secs. 4 & 5 of 1909 PA 278 (MCL 78.4 & 78.5) & adds sec. 5b.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Committee recommended I.E.**

66

**SB 1083** Sen. Patterson

State; boundaries; voting requirement for annexation by home rule city; revise.

Amends sec. 11b of 1968 PA 191 (MCL 123.1011b).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Committee recommended I.E.**

67

**SB 1087** Sen. Jansen

Elections; initiative and referendum; eligibility for circulator of a petition proposing a constitutional amendment, initiative of legislation, or referendum of legislation; modify and provide other general amendments.

Amends secs. 480 & 544c of 1954 PA 116 (MCL 168.480 & 168.544c) & repeals secs. 649 & 707 of 1954 PA 116 (MCL 168.649 & 168.707).

**Reported by Committee on Campaign and Election Oversight.**

**Senate substitute (S-4).**

**Committee recommended I.E.**

68

**SJR K** Sen. McManus

Elections; initiative and referendum; filing petition; include a requirement for geographic distribution of signatures.

Amends sec. 9, art. II of the state constitution.

**Reported by Committee on Campaign and Election Oversight.**

**Senate substitute (S-1).**

69

**HB 5630** Rep. Sheltroun

Natural resources; inland lakes; procedure for dissolution of a lake board; clarify.

Amends sec. 30929 of 1994 PA 451 (MCL 324.30929).

**I.E. House, March 4, 2008.**

**House substitute (H-1).**

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

70

**SB 1228** Sen. Patterson  
State; planning; energy efficiency program; create.  
Amends 1939 PA 3 (MCL 460.1 - 460.10cc) by adding  
secs. 10dd & 10ee.  
**Reported by Committee on Energy Policy and Public  
Utilities.**  
**Committee recommended I.E.**

71

**HB 5316** Rep. Miller  
Energy; other; use of high efficiency lightbulbs and elec-  
tronic ballasts in public facilities; require.  
Amends sec. 241b of 1984 PA 431 (MCL 18.1241b).  
**I.E. House, April 29, 2008.**  
**House substitute (H-3).**  
**Reported by Committee on Energy Policy and Public  
Utilities.**

72

**SB 269** Sen. Gleason  
Counties; boards and commissions; powers and duties of  
appointed county road commissioners to be exercised by  
the county board of commissioners; provide for.  
Amends sec. 6, ch. IV of 1909 PA 283 (MCL 224.6).  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

73

**SB 270** Sen. Gilbert  
Counties; boards and commissions; transfer of functions  
of an appointed county road commission to the county  
board of commissioners; provide for.  
Amends sec. 11 of 1851 PA 156 (MCL 46.11).  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

74

**SB 971** Sen. Clarke  
Economic development; renaissance zones; retail rede-  
velopment renaissance zones; create.  
Amends secs. 3, 9 & 10 of 1996 PA 376 (MCL 125.2683  
et seq.) & adds sec. 8g.  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

75

**SB 1349** Sen. Kuipers  
Criminal procedure; sentencing guidelines; sentencing  
guidelines for crime of failure of employee of Michigan  
schools for the deaf and blind to report charge or convic-  
tion; enact.  
Amends sec. 13p, ch. XVII of 1927 PA 175 (MCL  
777.13p).  
**Reported by Committee on Education.**  
**Committee recommended I.E.**

76

**SB 1350** Sen. Whitmer  
Education; employees; criminal background checks and  
disclosure of convictions for employees at the Michigan  
school for the deaf and blind; require.  
Creates new act.  
**Reported by Committee on Education.**  
**Committee recommended I.E.**

## GENERAL ORDERS

77

**HB 5548** Rep. Mayes  
Energy; alternative sources; definition of renewable en-  
ergy resources; clarify.  
Creates new act.  
**I.E. House, April 17, 2008.**  
**House substitute (H-4).**  
**Reported by Committee on Energy Policy and Public  
Utilities.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

78

**HB 5549** Rep. Palsrok  
Energy; electricity; renewable energy portfolio standards;  
provide alternatives for complying with.  
Creates new act.  
**I.E. House, April 17, 2008.**  
**House substitute (H-3).**  
**Reported by Committee on Energy Policy and Public  
Utilities.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

79

**SB 1284** Sen. Jansen  
Business tax; other; deductions from certain taxpayers'  
tax bases for certain affordable housing projects; provide  
for.  
Amends secs. 201 & 203 of 2007 PA 36 (MCL 208.1201  
& 208.1203).  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

80

**SB 1479** Sen. Cassis  
Income tax; checkoff; check-off option for state school  
aid fund; provide for.  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

81

**SB 1480** Sen. Cassis  
Income tax; other; Michigan higher education fund act;  
create.  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

82

**SB 1481** Sen. Cassis  
Income tax; checkoff; check-off for the Michigan higher  
education fund; provide for.  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

83

**SB 1482** Sen. Cassis  
Income tax; checkoff; check-off option for the general  
fund; provide for.  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

## GENERAL ORDERS

84

**HB 5046** Rep. Meisner  
Businesses; other; restroom access rights for individuals with certain medical conditions; establish.  
Creates new act.  
**I.E. House, October 3, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**

85

**HB 6238** Rep. Clemente  
Business tax; other; credit for certain taxpayers for creating an anchor zone of certain businesses; revise.  
Amends sec. 431c of 2007 PA 36 (MCL 208.1431c).  
**I.E. House, September 18, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**

86

**HB 4068** Rep. Mayes  
Counties; employees and officers; procedure for filling a vacancy in the office of elected county executive; clarify.  
Amends sec. 9 of 1973 PA 139 (MCL 45.559).  
**I.E. House, March 29, 2007.**  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

87

**HB 4839** Rep. Farrah  
Vehicles; abandoned; procedures for disposition; clarify.  
Amends secs. 11, 208c, 252a, 252d, 252e, 252f, 252g & 252l of 1949 PA 300 (MCL 257.11 et seq.).  
**I.E. House, April 10, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Transportation.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

88

**HB 5651** Rep. Condino  
Health; occupations; licensure of massage therapists; provide for.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16334 & pt. 179A.  
**I.E. House, June 25, 2008.**  
**House substitute (H-3).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

89

**HB 5995** Rep. Condino  
Higher education; proprietary; massage schools; allow nominal fee for providing clinical services.  
Amends secs. 1, 1a, 2, 2a & 2b of 1943 PA 148 (MCL 395.101 et seq.).  
**I.E. House, September 9, 2008.**  
**House substitute (H-4).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

90

**SB 1535** Sen. George  
Business tax; other; cap on qualified film production credit; provide for.  
Amends sec. 455 of 2007 PA 36 (MCL 208.1455).  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

91

**SB 1391** Sen. Brown  
Trade; containers; penalties for returning nonreturnable containers; revise and establish penalties for knowingly paying a deposit on nonreturnable containers.  
Amends sec. 4a of 1976 IL 1 (MCL 445.574a).  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

92

**SB 1393** Sen. Allen  
Trade; containers; requirement for dealers to post notice of penalties for returning nonreturnable containers; modify.  
Amends sec. 4b of 1976 IL 1 (MCL 445.574b).  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**

93

**HB 6515** Rep. Robert Jones  
Economic development; other; reference to eligible municipality in the stadia or convention facilities act; modify population requirement.  
Amends sec. 1 of 1991 PA 180 (MCL 207.751).  
**I.E. House, November 13, 2008.**  
**Rules suspended, placed on General Orders, Tuesday, December 2.**

94

**HB 5797** Rep. Byrnes  
Business tax; other; exempt certain newspapers from annual surcharge imposed on businesses and allow newspapers same exclusion from gross receipts as advertising agencies; provide for.  
Amends secs. 111 & 281 of 2007 PA 36 (MCL 208.1111 & 208.1281).  
**I.E. House, September 25, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**



## GENERAL ORDERS

95

**HB 4260** Rep. Condino

Criminal procedure; records; criminal conviction overturned based on DNA evidence; provide for deletion of record.

Amends sec. 16a, ch. IX of 1927 PA 175 (MCL 769.16a).

**I.E. House, March 20, 2008.**

**House substitute (H-2).**

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

96

**HB 5054** Rep. Donigan

Crime victims; other; sexual assault victims' forensic medical intervention and treatment act; create and provide funding for.

Creates new act.

**I.E. House, September 6, 2007.**

**House substitute (H-1).**

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

97

**HB 5055** Rep. Donigan

Criminal procedure; other; minimum state costs assessed in certain criminal cases; increase, and provide for distribution of proceeds to assist victims of criminal sexual conduct.

Amends sec. 1j, ch. IX of 1927 PA 175 (MCL 769.1j).

**I.E. House, September 6, 2007.**

**House substitute (H-1).**

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

98

**HB 5089** Rep. Condino

Criminal procedure; DNA; deadline for filing petition for DNA testing in felony conviction cases; extend, and revise certain procedures for obtaining test of DNA evidence.

Amends sec. 16, ch. X of 1927 PA 175 (MCL 770.16).

**I.E. House, March 20, 2008.**

**House substitute (H-1).**

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

99

**HB 6092** Rep. Condino

Crimes; other; making material false statement in petition or supporting affidavit seeking review of DNA evidence; prohibit and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 422a.

**I.E. House, May 21, 2008.**

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

100

**HB 6093** Rep. Coulouris

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of making material false statement in petition or supporting affidavit seeking review of DNA evidence; enact.

Amends sec. 16v, ch. XVII of 1927 PA 175 (MCL 777.16v).

**I.E. House, May 21, 2008.**

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

101

**HB 5411** Rep. Steil

Education; discipline; notice of due process rights and policies relating to permanent expulsion; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1312a.

**I.E. House, April 29, 2008.**

**House substitute (H-1).**

**Reported by Committee on Education.**

**Committee recommended I.E.**

102

**HB 5832** Rep. Dean

Education; board members; board members to abstain from voting on an expulsion when a conflict of interest exists; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1312b.

**I.E. House, April 29, 2008.**

**House substitute (H-1).**

**Reported by Committee on Education.**

**Committee recommended I.E.**

103

**HB 5759** Rep. Angerer

Occupations; chiropractors; scope of practice for chiropractors; revise.

Amends sec. 16401 of 1978 PA 368 (MCL 333.16401).

**I.E. House, December 3, 2008.**

**House substitute (H-3).**

**Rules suspended, placed on General Orders, Thursday, December 4.**

104

**HB 6201** Rep. Angerer

Occupations; chiropractors; scope of practice for chiropractors; amend.

Amends secs. 16423 & 16431 of 1978 PA 368 (MCL 333.16423 & 333.16431).

**I.E. House, December 3, 2008.**

**House substitute (H-2).**

**Rules suspended, placed on General Orders, Thursday, December 4.**

105

**HB 6407** Rep. Donigan

Insurance; no-fault; coverage or reimbursement for chiropractic service; limit.

Amends sec. 3107b of 1956 PA 218 (MCL 500.3107b).

**I.E. House, December 3, 2008.**

**Rules suspended, placed on General Orders, Thursday, December 4.**

## GENERAL ORDERS

106

**HB 6408** Rep. Johnson  
Insurance; health; coverage or reimbursement for chiropractic service; limit.  
Amends secs. 3107b, 3405, 3475 & 3631 of 1956 PA 218 (MCL 500.3107b et seq.).  
**I.E. House, December 3, 2008.**  
**Rules suspended, placed on General Orders, Thursday, December 4.**

107

**HB 6409** Rep. Angerer  
Insurance; health care corporations; coverage or reimbursement for chiropractic service; limit.  
Amends secs. 502 & 502a of 1980 PA 350 (MCL 550.1502 & 550.1502a).  
**I.E. House, December 3, 2008.**  
**Rules suspended, placed on General Orders, Thursday, December 4.**

108

**HB 6410** Rep. Hune  
Insurance; prudent purchaser agreements; coverage or reimbursement for chiropractic service; limit.  
Amends sec. 3 of 1984 PA 233 (MCL 550.53).  
**I.E. House, December 3, 2008.**  
**Rules suspended, placed on General Orders, Thursday, December 4.**

109

**HB 6411** Rep. Gaffney  
Worker's compensation; benefits; coverage or reimbursement for chiropractic service; limit.  
Amends sec. 315 of 1969 PA 317 (MCL 418.315).  
**I.E. House, December 3, 2008.**  
**Rules suspended, placed on General Orders, Thursday, December 4.**

110

**HB 5025** Rep. Donigan  
Occupations; landscape architects; licensure of landscape architects; provide for.  
Amends secs. 105, 2201, 2202, 2203, 2204, 2205, 2208, 2209, 2210 & 2211 of 1980 PA 299 (MCL 339.105 et seq.).  
**I.E. House, September 24, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

111

**HB 5026** Rep. Donigan  
Occupations; licensing fees; licensing fee for landscape architects; revise.  
Amends sec. 15 of 1979 PA 152 (MCL 338.2215).  
**I.E. House, September 24, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

## GENERAL ORDERS

112

**HB 4054** Rep. Mayes  
Occupations; appraisers; prohibition on setting, developing, and communicating an appraisal based upon certain outcomes; provide for.  
Amends sec. 2635 of 1980 PA 299 (MCL 339.2635).  
**I.E. House, November 12, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Banking and Financial Institutions.**  
**Committee recommended I.E.**

113

**HB 6148** Rep. Farrah  
Criminal procedure; sentencing guidelines; violation of mortgage company act or secondary mortgage loan act; reflect reduction of penalty to misdemeanor.  
Amends sec. 14p, ch. XVII of 1927 PA 175 (MCL 777.14p).  
**I.E. House, November 12, 2008.**  
**Reported by Committee on Banking and Financial Institutions.**  
**Committee recommended I.E.**

114

**HB 6089** Rep. DeRoche  
Income tax; other; foster care trust fund act; create.  
Creates new act.  
**I.E. House, November 13, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Families and Human Services.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

115

**HB 5335** Rep. Johnson  
Crimes; other; larceny or resale of copper wire; prohibit, and provide penalties.  
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 357c.  
**I.E. House, June 11, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

116

**HB 5336** Rep. Melton  
Criminal procedure; sentencing guidelines; sentencing guidelines for theft or resale of copper wiring; enact.  
Amends sec. 16r, ch. XVII of 1927 PA 175 (MCL 777.16r).  
**I.E. House, June 11, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

117

**HB 6307** Rep. Donigan  
Occupations; dentists; separating dental amalgam from wastewater; require under certain circumstances.  
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16631.  
**I.E. House, November 13, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

118

**HB 5924** Rep. Bieda  
Business tax; other; exclusion of payments to independent contractors by realtors from gross receipts; provide for.  
Amends sec. 113 of 2007 PA 36 (MCL 208.1113).  
**I.E. House, December 4, 2008.**  
**House substitute (H-3).**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

119

**HB 6056** Rep. Johnson  
Health facilities; employees; requirement for health facilities and agencies to incur costs for employee background checks; establish.  
Amends sec. 20173a of 1978 PA 368 (MCL 333.20173a).  
**I.E. House, December 4, 2008.**  
**House substitute (H-1).**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

120

**HB 6057** Rep. Jackson  
Mental health; other; requirement for certain mental health facilities to incur costs related to employee background checks; establish.  
Amends sec. 134a of 1974 PA 258 (MCL 330.1134a).  
**I.E. House, December 4, 2008.**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

121

**HB 6122** Rep. Bieda  
Taxation; state real estate transfer; definitions, transfers, and payment of tax procedure; modify.  
Amends secs. 2, 3, 6 & 12 of 1993 PA 330 (MCL 207.522 et seq.).  
**I.E. House, December 4, 2008.**  
**House substitute (H-3).**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

122

**HB 6619** Rep. Bauer  
Local government; bonds; building authorities issuing negotiable bonds; provide for purpose of defraying all or part of certain costs.  
Amends sec. 11 of 1948 (1st Ex Sess) PA 31 (MCL 123.961).  
**I.E. House, December 4, 2008.**  
**House substitute (H-1).**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

## GENERAL ORDERS

123

**HB 6620** Rep. Bauer  
Economic development; tax increment financing; protected obligation; revise definition.  
Amends sec. 1 of 1980 PA 450 (MCL 125.1801).  
**I.E. House, December 4, 2008.**  
**House substitute (H-1).**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

124

**HB 6645** Rep. Warren  
Criminal procedure; evidence; DNA identification profiling samples; require individual to provide an adequate sample.  
Amends sec. 3a of 1990 PA 250 (MCL 28.173a).  
**I.E. House, December 4, 2008.**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

125

**HB 6646** Rep. Ebli  
Criminal procedure; evidence; use of DNA profiles; authorize.  
Amends 1990 PA 250 (MCL 28.171 - 28.176) by adding sec. 5.  
**I.E. House, December 4, 2008.**  
**House substitute (H-1).**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

126

**HB 6726** Rep. Gillard  
Appropriations; school aid; technical amendments to state school aid act; provide for.  
Amends secs. 20 & 20j of 1979 PA 94 (MCL 388.1620 & 388.1620j).  
**I.E. House, December 4, 2008.**  
**House substitute (H-1).**  
**Rules suspended, placed on General Orders, Wednesday, December 10.**

127

**HB 6496** Rep. Tobocman  
Income tax; other; historic rehabilitation credit; revise.  
Amends sec. 266 of 1967 PA 281 (MCL 206.266).  
**I.E. House, November 13, 2008.**  
**House substitute (H-3).**  
**Reported by Committee on Commerce and Tourism.**  
**Reported with amendments.**  
**Committee recommended I.E.**

128

**HB 4594** Rep. Rocca  
Gaming; raffles; raffles under the bingo act; allow active military and reserve units to conduct.  
Amends secs. 2, 3 & 9 of 1972 PA 382 (MCL 432.102 et seq.).  
**I.E. House, May 1, 2008.**  
**House substitute (H-1).**  
**Committee on Economic Development and Regulatory Reform discharged, Wednesday, December 10.**

## GENERAL ORDERS

129

**HB 5554** Rep. Bieda  
Sales tax; definitions; definition of certified service provider; provide for.  
Amends sec. 25 of 2004 PA 174 (MCL 205.825).  
**I.E. House, February 27, 2008.**  
**Committee on Finance discharged, Wednesday, December 10.**

130

**HB 5555** Rep. Condino  
Sales tax; definitions; definition of sales price; revise.  
Amends secs. 1, 1a, 4g, 4k, 4bb, 12, 18 & 21 of 1933 PA 167 (MCL 205.51 et seq.) & repeals secs. 17 & 20 of 1933 PA 167 (MCL 205.67 & 205.70).  
**I.E. House, February 27, 2008.**  
**House substitute (H-1).**  
**Committee on Finance discharged, Wednesday, December 10.**

131

**HB 5556** Rep. Bieda  
Use tax; definitions; definition of purchase price; revise, and provide other technical amendments.  
Amends secs. 2, 2b, 3a, 3b, 3c, 4d, 4i, 7, 13, 14a & 14b of 1937 PA 94 (MCL 205.92 et seq.) & repeals secs. 12 & 14 of 1937 PA 94 (MCL 205.102 & 205.104).  
**I.E. House, February 27, 2008.**  
**House substitute (H-4).**  
**Committee on Finance discharged, Wednesday, December 10.**

132

**HB 5771** Rep. Stakoe  
Natural resources; wildlife; federal department promulgating regulation under Pittman-Robertson act; correct reference.  
Amends sec. 40501 of 1994 PA 451 (MCL 324.40501).  
**I.E. House, November 13, 2008.**  
**Committee on Natural Resources and Environmental Affairs discharged, Wednesday, December 10.**

133

**HB 5375** Rep. Melton  
Property tax; state education tax; Michigan promise zones; establish and provide funding through state education tax revenue.  
Creates new act.  
**I.E. House, December 13, 2007.**  
**House substitute (H-3).**  
**Committee on Education discharged, Wednesday, December 10.**

134

**HB 6612** Rep. Bennett  
Environmental protection; other; environmental education fund; increase amount of civil fines that may be appropriated to the fund.  
Amends sec. 2505 of 1994 PA 451 (MCL 324.2505) & repeals sec. 2504 of 1994 PA 451 (MCL 324.2504).  
**I.E. House, November 13, 2008.**  
**Committee on Natural Resources and Environmental Affairs discharged, Wednesday, December 10.**

## GENERAL ORDERS

135

**HB 6613** Rep. Bennett  
Environmental protection; hazardous waste; payment of manifest processing user charges; change to calendar year basis.  
Amends secs. 11135 & 11153 of 1994 PA 451 (MCL 324.11135 & 324.11153).  
**I.E. House, November 13, 2008.**  
**Committee on Natural Resources and Environmental Affairs discharged, Wednesday, December 10.**

136

**SB 1375** Sen. Barcia  
Transportation; funds; funding for highway-railroad grade crossing surface repair and construction; establish.  
Amends secs. 10 & 11 of 1951 PA 51 (MCL 247.660 & 247.661).  
**Reported by Committee on Transportation.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

137

**HB 5766** Rep. Ebli  
Transportation; railroads; certain railroad signage; provide for.  
Amends 1993 PA 354 (MCL 462.101 - 462.451) by adding sec. 318.  
**I.E. House, September 10, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Transportation.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

138

**HB 6455** Rep. Miller  
Traffic control; driver license; driver responsibility law; allow to reinstate driving privileges of individuals on installment plan under certain circumstances.  
Amends sec. 732a of 1949 PA 300 (MCL 257.732a).  
**I.E. House, September 25, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Transportation.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

139

**HB 6542** Rep. Johnson  
Transportation; other; formation of nonprofit street railway companies; provide for.  
Amends title & secs. 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 23, 25 & 27 of 1867 PA 35 (MCL 472.1 et seq.); adds sec. 21 & repeals secs. 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 28, 29, 30, 31, 31a, 32, 34, 35 & 36 of 1867 PA 35 (MCL 472.2 et seq.).  
**I.E. House, November 13, 2008.**  
**House substitute (H-3).**  
**Reported by Committee on Transportation.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

140

**HB 6543** Rep. Pearce  
Businesses; nonprofit corporations; definition of nonprofit corporation; expand to include a nonprofit street railway company.  
Amends sec. 123 of 1982 PA 162 (MCL 450.2123).  
**I.E. House, November 13, 2008.**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

141

**HB 6546** Rep. Leland  
Transportation; other; nonprofit street railways; exempt from railroad code of 1993.  
Amends sec. 109 of 1993 PA 354 (MCL 462.109) & adds sec. 450.  
**I.E. House, November 13, 2008.**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

142

**HB 6605** Rep. Hopgood  
Public employees and officers; state; state transportation commissioner bonding requirements; eliminate.  
Amends sec. 3 of 1964 PA 286 (MCL 247.803).  
**I.E. House, November 13, 2008.**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

143

**HB 6625** Rep. Hopgood  
Criminal procedure; sentencing guidelines; sentencing guidelines for crime of causing derailment of streetcar, tram, or trolley or endangering life of person engaged in the work of or traveling by streetcar, tram, or trolley; enact.  
Amends sec. 14m, ch. XVII of 1927 PA 175 (MCL 777.14m).  
**I.E. House, December 2, 2008.**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

144

**HB 5639** Rep. Spade  
Education; financing; Michigan-based business preference in bid process for contracting; provide for.  
Amends secs. 623a, 1267 & 1274 of 1976 PA 451 (MCL 380.623a et seq.).  
**I.E. House, May 21, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

145

**HB 5437** Rep. Tobocman  
Property tax; exemptions; exemption for nonprofit senior citizen and disabled person housing; revise.  
Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding sec. 7ll.  
**I.E. House, November 12, 2008.**  
**House substitute (H-3).**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

## GENERAL ORDERS

146

**HB 5938** Rep. Sheltroun  
Business tax; other; definition of tax rate under next energy credit; clarify.  
Amends sec. 429 of 2007 PA 36 (MCL 208.1429).  
**I.E. House, June 26, 2008.**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

147

**HB 5939** Rep. Robert Jones  
Business tax; other; using historic credit carryforwards to offset recaptured credits; allow.  
Amends sec. 435 of 2007 PA 36 (MCL 208.1435).  
**I.E. House, May 13, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

148

**HB 5940** Rep. Angerer  
Business tax; other; calculation of tax for first tax year; clarify.  
Amends sec. 503 of 2007 PA 36 (MCL 208.1503).  
**I.E. House, May 13, 2008.**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

149

**HB 5941** Rep. Young  
Business tax; other; definition of tax year; clarify.  
Amends sec. 117 of 2007 PA 36 (MCL 208.1117).  
**I.E. House, May 13, 2008.**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

150

**HB 6090** Rep. Spade  
Income tax; checkoff; foster care trust fund; provide check-off option.  
Amends sec. 435 of 1967 PA 281 (MCL 206.435).  
**I.E. House, November 13, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

151

**HB 6437** Rep. Bauer  
Property tax; exemptions; acreage limitation on exemption for certain organizations and associations; eliminate.  
Amends sec. 7q of 1893 PA 206 (MCL 211.7q).  
**I.E. House, September 25, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Finance.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**



## GENERAL ORDERS

152

**HB 6438** Rep. Byrnes  
Property tax; assessments; transfer of property by certain domestic nonprofit corporations; provide for.  
Amends sec. 27a of 1893 PA 206 (MCL 211.27a).  
**I.E. House, September 25, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

153

**HB 6492** Rep. Hune  
Education; financing; supportive housing property; exempt from operating millage.  
Amends sec. 1211 of 1976 PA 451 (MCL 380.1211).  
**I.E. House, November 12, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

154

**HB 6493** Rep. Stakoe  
Housing; affordable; certification of supportive housing property; provide for.  
Amends 1966 PA 346 (MCL 125.1401 - 125.1499c) by adding ch. 3B.  
**I.E. House, November 12, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

155

**HB 6524** Rep. Farrah  
Business tax; other; tax credit for certain public exhibitions; provide for.  
Amends 2007 PA 36 (MCL 208.1101 - 208.1601) by adding sec. 446.  
**I.E. House, November 13, 2008.**  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

156

**SB 1440** Sen. Cassis  
Business tax; other; exclude stimulus accelerated depreciation allowance from federal taxable income; provide for.  
Amends sec. 109 of 2007 PA 36 (MCL 208.1109).  
**Reported by Committee on Finance.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

157

**HB 4091** Rep. Vagnozzi  
Education; discipline; policy prohibiting bullying at school; require all school districts to establish.  
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1310b.  
**I.E. House, March 28, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Education.**  
**Committee recommended I.E.**

## GENERAL ORDERS

158

**HB 4162** Rep. Byrnes  
Education; discipline; policy prohibiting harassment and bullying at school; require.  
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1310b.  
**House substitute (H-2).**  
**Reported by Committee on Education.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

## RESOLUTIONS

159

**SCR 22** Sen. Bishop  
A concurrent resolution to request the State Officers Compensation Commission to recommend a 5 percent reduction in salaries of the members of the Legislature, the Governor, the Lieutenant Governor, the Attorney General, the Secretary of State, and the Justices of the Supreme Court the next time the commission meets and to urge the commission to ensure that none of its future recommendations exceed the change in the Consumer Price Index or the average increase in state employee pay.  
**For text of resolution, see Senate Journal No. 115 of 2007, page 2111.**  
**Returned from House with House substitute (H-5), Tuesday, January 22; laid over under the rules.**  
**Adoption pending.**

160

**SR 181** Sen. Kuipers  
A resolution to urge the Michigan Attorney Grievance Commission to expand its examination in its pending grievance investigation to all attorneys acting on behalf of the parties and litigants involved in the highly publicized police whistleblower lawsuit and all other related litigation with the city of Detroit for their actions and inactions arising from these matters.  
**Reported by Committee on Judiciary.**  
**For text of resolution, see Senate Journal No. 40, page 803.**  
**Adoption pending.**

161

**HCR 101** Rep. Gonzales  
A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Regents of the University of Michigan relative to the University of Michigan-Flint French Hall Renovations.  
**Reported by Committee on Appropriations.**  
**For text of resolution, see House Journal No. 85, page 2560.**  
**Adoption pending.**

## COMMITTEE REPORTS

162

**HB 6549** Rep. Coulouris

Housing; housing development authority; authority to coordinate programs with individual or family development account program act; provide for.

Amends sec. 22 of 1966 PA 346 (MCL 125.1422).

**I.E. House, November 13, 2008.**

**House substitute (H-1).**

**Reported by Committee on Families and Human Services.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

163

**HB 6550** Rep. Huizenga

Income tax; other; clarification and cleanup of the individual or family development account program act; provide for.

Amends secs. 2, 3, 5, 7, 8, 9 & 10 of 2006 PA 513 (MCL 206.702 et seq.).

**I.E. House, November 13, 2008.**

**Reported by Committee on Families and Human Services.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

164

**SB 1666** Sen. Richardville

Civil procedure; foreclosure; foreclosure of mortgages judicially and by advertisement; require to comply with home foreclosure prevention act.

Amends secs. 3101, 3208 & 3216 of 1961 PA 236 (MCL 600.3101 et seq.).

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

165

**HB 5008** Rep. Huizenga

Trade; securities; uniform securities act; repeal and enact uniform securities act (2002).

Creates new act & repeals 1964 PA 265 (MCL 451.501 - 451.818).

**I.E. House, April 30, 2008.**

**House substitute (H-2).**

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

## COMMITTEE REPORTS

166

**HB 5018** Rep. Meisner

Criminal procedure; sentencing guidelines; sentencing guidelines for uniform securities act (2002) violation; enact, and eliminate provisions relating to repealed securities act.

Amends sec. 14j, ch. XVII of 1927 PA 175 (MCL 777.14j).

**I.E. House, April 30, 2008.**

**Reported by Committee on Banking and Financial Institutions.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

167

**HB 6614** Rep. Tobocman

Civil procedure; foreclosure; foreclosure of mortgages judicially and by advertisement; require to comply with home foreclosure prevention act.

Amends secs. 3101, 3208 & 3216 of 1961 PA 236 (MCL 600.3101 et seq.).

**I.E. House, November 13, 2008.**

**House substitute (H-1).**

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

168

**HB 6615** Rep. Johnson

Civil procedure; foreclosure; home foreclosure prevention act; create.

Creates new act.

**I.E. House, November 13, 2008.**

**House substitute (H-1).**

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

169

**SB 983** Sen. Clarke

Civil rights; other; right of publicity; create.

Creates new act.

**Reported by Committee on Commerce and Tourism.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

## COMMITTEE REPORTS

170

**HB 6616** Rep. Palsrok  
Trade; vehicles; recreational vehicle dealers; allow separate licensure as dealers under Michigan vehicle code.  
Amends secs. 216, 248 & 719a of 1949 PA 300 (MCL 257.216 et seq.) & adds secs. 38a, 49a & 74a.  
**I.E. House, November 13, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

171

**HB 6617** Rep. Sheltrown  
Trade; vehicles; recreational vehicle manufacturers, wholesalers, warrantors, and dealers; regulate.  
Creates new act.  
**I.E. House, November 13, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

172

**HB 4819** Rep. Meadows  
Law enforcement; reports; senior medical alert program; provide for.  
Creates new act.  
**I.E. House, October 11, 2007.**  
**House substitute (H-2).**  
**Reported by Committee on Senior Citizens and Veterans Affairs.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

173

**HB 5041** Rep. Meadows  
Crimes; criminal sexual conduct; definition of criminal sexual conduct in the second degree; modify.  
Amends sec. 520c of 1931 PA 328 (MCL 750.520c).  
**I.E. House, February 27, 2008.**  
**House substitute (H-3).**  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

174

**HB 5969** Rep. Mayes  
Weapons; licensing; definition of resident for registration requirements; clarify, and create exception for certain licensure provisions under certain circumstances.  
Amends secs. 2, 5b, 8 & 9 of 1927 PA 372 (MCL 28.422 et seq.).  
**I.E. House, May 6, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

## COMMITTEE REPORTS

175

**HB 6022** Rep. Valentine  
Crimes; larceny; theft of a catalytic converter; include as basis for larceny from a vehicle.  
Amends sec. 356a of 1931 PA 328 (MCL 750.356a).  
**I.E. House, June 3, 2008.**  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

176

**HB 6114** Rep. Donigan  
Economic development; other; transit revitalization investment zones; create.  
Creates new act.  
**I.E. House, November 13, 2008.**  
**House substitute (H-4).**  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

177

**HB 6386** Rep. Constan  
Employment security; administration; SUTA dumping prohibitions; revise.  
Amends sec. 22b of 1936 (Ex Sess) PA 1 (MCL 421.22b).  
**I.E. House, September 24, 2008.**  
**House substitute (H-1).**  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

178

**HB 6611** Rep. Gonzales  
Business tax; other; tax credit for certain plug-in traction battery packs; provide for.  
Amends 2007 PA 36 (MCL 208.1101 - 208.1601) by adding sec. 434.  
**I.E. House, December 4, 2008.**  
**House substitute (H-2).**  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule 3.701.**

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**COMMITTEE REPORTS**


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179

**HB 6387** Rep. Constan  
 Employment security; administration; persons to whom  
 agency information may be disclosed; revise.  
 Amends sec. 11 of 1936 (Ex Sess) PA 1 (MCL 421.11).  
**I.E. House, September 24, 2008.**  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**  
**Refer to Committee of the Whole pursuant to Rule**  
**3.701.**

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**SCHEDULED MEETINGS**


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**Legislative Commission on Statutory Mandates - Thursday,**  
 December 18, 12:00 noon, Oakland County Executive Office  
 Building, Executive Conference Room, 5th Floor, Building 41-  
 West, 2100 Pontiac Lake Road, Waterford (373-0212)

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**BILLS IN CONFERENCE**


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Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		
HB 4163	Health; smoking; smoke-free workplace; require.	Cropsey Sanborn Basham	Clack Meisner Hildenbrand		
HB 5282	Insurance; health; individual health benefit plans; regulate.	George Allen Clarke	Corriveau Virgil Smith Ball		
HB 5283	Insurance; health care corporations; nongroup coverage; require to comply with insurance code and provide for general amendments.	George Allen Clarke	Corriveau Virgil Smith Ball		